THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.2374 of 2007

Dated 09-02-2007

Between:
M.Rama Krishna Reddy & another.

.....
PETITIONERS

AND

The Dy. Transport Commissioner & Secretary, R.T.A. Guntur.

.....RESPONDENT

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.2374 of 2007

ORDER:

The first petitioner is the owner of the vehicle bearing No.AP/12T-2228. He intended to transfer the same i n favour of the second petitioner. Both of them have signed the necessary documents and presented the same before the respondent 31-01-2007 for necessary action. The respondent issued proceedings dated 06-02-2007 informing the petitioners that in view of the pendency of the W.P.No.227132 of 2006 filed by the petitioners, request for transfer cannot be acceded to. The same is challenged in this writ petition.

Heard the learned counsel for the petitioners and the learned Government Pleader for Transport.

Challenging the action of the respondent in proposing to cancel the basic permit, the pendency of that writ petition has absolutely nothing to do with the transfer of ownership of the vehicle. If any liability subsists on disposal of the writ petition, the same would be tagged on to the purchaser of the vehicle. The second petitioner would be liable to discharge the liability in such an event. The respondent cannot refuse the transfer of

the ownership, if the application is otherwise ordered.

The Writ Petition is disposed of directing the respondent herein to take necessary steps for effecting transfer of the vehicle if it is otherwise in order notwithstanding the pendency of the writ petition. No

order as to costs.

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09-02-2007

Note:Communicate
the operative portion by wire
b/o
usd